



PATENT
Customer No. 22,852
Attorney Docket No. 3495.0010-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Marc ALIZON et al.) Group Art Unit: 1637
)
Application No.: 07/158,652) Examiner: Jeffrey Norman Fredman
)
Filed: February 22, 1988) Confirmation No.: 3369
)
For: CLONED DNA SEQUENCE RELATED TO THE GENOMIC RNA
OF HUMAN IMMUNODEFICIENCY VIRUS TYPE 1 (HIV-1)

Mail Stop AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

03/10/2006 JAD001 00000023 07158652

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790.00 OP

**REQUEST FOR EXAMINATION AFTER FINAL
UNDER 37 C.F.R. § 1.129(a)**

Applicants hereby request the above-identified application be examined according to the procedures set forth in 37 C.F.R. § 1.129(a). This application meets the criteria set forth in 37 C.F.R. § 1.129(a) since it has an actual filing date of February 28, 1988, and it is accompanied by a fee of \$790.00 as required by § 1.17(r).

Claim 151 was rejected under the judicially created doctrine of obviousness-type double patenting over claim 1 of U.S. Patent No. 6,627,395 ("the '395 patent"). The Examiner contends that claim 1 of the '395 patent "represents a species of the current, broader claim in which step (a) of claim 1 of U.S. Patent 6,627,395 teaches the step of providing a biological fluid comprising HIV-1 infected cells" (Office Action at 3.)